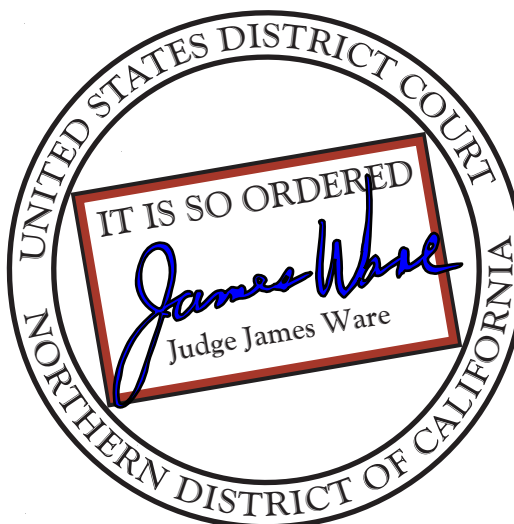


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7 Attorneys for Defendant
 8 FEDERATED MUTUAL INSURANCE COMPANY



9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11 SAN JOSE DIVISION

12 CIVITAF CORPORATION, a California
 13 Corporation,

14 Plaintiff,

15 v.

16
 17 FEDERATED MUTUAL INSURANCE
 18 COMPANY, a Minnesota Corporation,
 19 FRONTIER INSURANCE COMPANY, a
 20 New York Corporation, and DOES 1
 through 20, inclusive,

21 Defendants.

Action No.: C-05-00595 JW (HRL)

STIPULATION TO CONTINUE HEARING
 ON FEDERATED'S MOTION FOR
 SUMMARY JUDGMENT AND MOTION
 FOR LEAVE TO FILE THIRD-PARTY
 COMPLAINT; ORDER.

HONORABLE JAMES WARE

22
 23 Pursuant to N.D.Cal. L.R. 7-7(b)(1), defendant Federated Mutual Insurance
 24 Company and plaintiff Civitaf Corporation stipulate to continue from March 27, 2006, to
 25 April 10, 2006, at 10:00 a.m., the hearing on Federated's Motion for Summary Judgment,
 26 and to continue from April 3, 2006, to April 24, at 10:00 a.m., the hearing on Federated's
 27 Motion for Leave to File Third-Party Complaint. The parties further stipulate that the
 28

1 deadlines for the filing of opposition and reply briefs as to both motions shall be
2 calculated pursuant to N.D. Cal. L.R. 7-3 based on the continued hearing dates.

3 The parties have not previously stipulated to continue the hearing date for Federated's
4 Motion for Summary Judgment, and have stipulated once previously to continue the
5 hearing date for Federated's Motion for Leave to File Third-Party Complaint.

6 NIELSEN, HALEY & ABBOTT LLP

7
8 March 22, 2006

By: 

Thomas H. Nienow
Attorneys for Defendant
FEDERATED MUTUAL INSURANCE COMPANY

11
12
13 SWEENEY, MASON, WILSON & BOSOMWORTH

14
15 March 22, 2006

By: 

Christopher J. Olson
Attorneys for Plaintiff
CIVITAF CORPORATION

17
18 IT IS SO ORDERED.

19
20
21
22 March 23, 2006


James Ware

UNITED STATES DISTRICT JUDGE

Civita Corporation v. Federated Mutual Insurance Company
USDC Northern District, San Jose Division Court Case No. C-05-00595 JW (HRL)

PROOF OF SERVICE

I declare that:

I am a citizen of the United States, employed in the County of San Francisco. I am over the age of eighteen years, and not a party to the within cause. My business address is 44 Montgomery Street, Suite 750, San Francisco, California 94104.

On the date set forth below I served the following document(s) described as:

STIPULATION TO CONTINUE HEARING ON FEDERATED'S MOTION FOR SUMMARY JUDGMENT AND MOTION FOR LEAVE TO FILE THIRD-PARTY COMPLAINT; ORDER.

☐ (BY FACSIMILE) by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below, or as stated on the attached service list, on this date.

☐ BY MAIL) I caused such envelope(s) with postage thereon fully prepaid to be placed in the United States mail at San Francisco, California.

☐ (BY PERSONAL SERVICE) I caused such envelope(s) to be delivered by hand this date to the offices of the addressee(s).

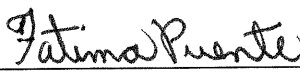
☐ (BY OVERNIGHT DELIVERY) I caused such envelope(s) to be delivered to an overnight delivery carrier with delivery fees provided for, addressed to the person(s) on whom it is to be served.

☒ (BY ELECTRONIC MAIL TRANSMISSION) I caused a PDF format copy of said document(s) to be transmitted via electronic mail to the person(s) at the e-mail address(es) set forth herein.

Attorneys for Plaintiff Civita Corporation

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I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on March 23, 2006 at San Francisco, California.


Fatima Puente